

1 Kai Tseng (SBN 193756)
2 Sanjeet Dutta (SBN 203463)
3 Helen Li (SBN 247420)
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
5 1000 Marsh Road
Menlo Park, California 94025-1021
Telephone: (650) 614-7400
Facsimile: (650) 614-7401

6 Attorneys for Defendant
7 APPLIED WIRELESS IDENTIFICATIONS GROUP, INC.
(AWID)

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10
11 FARPOINTE DATA, INC.,

Case No. C 08-04236 CRB

12 Plaintiff,

STIPULATION EXTENDING
DEFENDANT APPLIED WIRELESS
IDENTIFICATIONS GROUP, INC.'S
TIME TO FILE ANSWER TO
COMPLAINT FOR DECLARATORY
JUDGMENT; STIPULATION TO
CONTINUE INITIAL CMC; AND
[PROPOSED] ORDER CONTINUING
INITIAL CMC

13 v.

14 APPLIED WIRELESS IDENTIFICATIONS
15 GROUP, INC. (AWID),

Ctrm: Courtroom 8, 19th Floor
Judge: Hon. Charles R. Breyer

16 Defendant.

17

18

19

20

21

22

23

24

25

26

27

28

STIPULATION

This Stipulation is made by Plaintiff Farpointe Data, Inc. (“Farpointe”) and Defendant Applied Wireless Identifications Group, Inc. (“AWID”). The parties hereby stipulate to the following:

1. The Initial Case Management Conference will now be held on April 10, 2009, at 8:30 a.m.
2. AWID will answer or otherwise respond to Farpointe's Complaint on March 31, 2009.
3. The parties will file their joint Fed.R.Civ.P. 26(f) report on March 31, 2009.
4. The parties will file their initial disclosures under Fed.R.Civ.P. 26(a) on March 31, 2009.

Respectfully submitted,

Dated: March 17, 2009

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: /s/ Helen Li

Helen Li
Attorney for Defendant
Applied Wireless Identifications
Group, Inc.

Dated: March 17, 2009

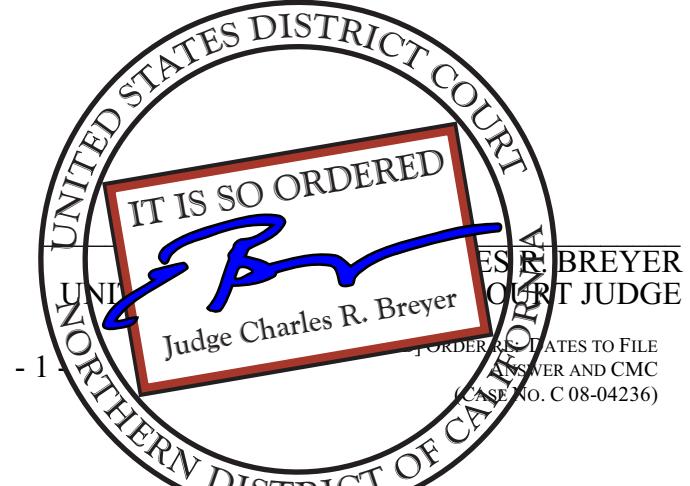
NIXON PEABODY LLP

By: /s/ Papool Chaudhari
Papool S. Chaudhari
Attorney for Plaintiff
Farpointe Data, Inc.

~~PROPOSED~~ ORDER

IT IS SO ORDERED.

Dated: 3/20/09



CERTIFICATE OF SERVICE

The undersigned certifies that on March 17, 2009, the foregoing document was filed electronically in compliance with Local Rule CV-5-5(b) through the court's CM/ECF System and to the best of my knowledge, notice of this filing will be served upon all counsel of record who have consented to electronic service.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed at Menlo Park, California on March 17, 2009

/s/ Josette Romero

Josette Romero